

**UNITED STATES OF AMERICA
REGION 9, NATIONAL LABOR RELATIONS BOARD**

PROMOWEST PRODUCTIONS, INC.,	:	:
	:	CASE NO. 09-RC-261089
Employer,	:	
	:	
v.	:	<u>EMPLOYER’S REQUEST FOR</u>
	:	<u>EXTENSION OF TIME TO FILE</u>
IATSE LOCAL UNION 12,	:	<u>REQUEST FOR REVIEW</u>
	:	
Petitioner.	:	
	:	

Pursuant to 29 C.F.R. § 102.69(g), PromoWest Productions, Inc. (“Employer”), hereby requests an extension of time within which to file its Request for Review by the National Labor Relations Board (“Board”) of the Regional Director’s August 28, 2020 Decision on Challenges and Objections and Certification of Representative (“Decision”). Due to circumstances related to the COVID-19 pandemic, scheduling conflicts for counsel, and the Labor Day holiday weekend, Respondent respectfully requests an extension of **two weeks**, up to and including September 25, 2020, within which to file its request for review of the Decision.

Under the applicable federal regulations, for good cause shown, the Board is permitted to extend the time within which to file a request for review. *See* 29 C.F.R. 102.69(g); 102.67(i)(3); 102.2(c); *see also Dex Media, Inc.*, No. 20-UC-214148, 2018 NLRB Reg. Dir. Dec. LEXIS 93. An extension is appropriate here.

As a result of the COVID-19 pandemic, the Employer has been completely shut down and unable to engage in its core business of hosting concerts. There have been no shows at the employer’s locations since March 2020. The Employer is working with a dramatically reduced administrative staff, and none of the members of the voting unit are reporting to work or have

reported to work in approximately six months. Additionally, counsel for Employer is otherwise committed to deadlines in other matters for which no additional extensions are available. The intervening holiday weekend further compounds the foregoing issues, limiting the availability of Employer's staff and counsel in advance of the current September 11, 2020 deadline.

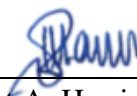
Due to the foregoing, Employer believes it will need additional time to prepare its request for review of the Decision. The two week extension requested would provide Employer and its counsel sufficient time to prepare the request for review and, given the circumstances, would cause no undue hardship to other parties. Should the Board grant the extension, Respondent would propose that the due date for the Union's opposition be extended as well, to October 9, 2020.

Accordingly, Employer respectfully requests a **two week** extension to its deadline to file its request for review of the Decision. Respondent was able to reach counsel for the union to discuss this request, and the union was unwilling to agree to the extension.

Dated: September 2, 2020

Respectfully submitted,

VORYS, SATER, SEYMOUR AND PEASE LLP



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STATEMENT OF SERVICE

I hereby certify that on September 2, 2020, a copy of the foregoing Employer's Request for Extension of Time to File Request For Review was served on counsel for the Union at the email address indicated below, and electronically filed with the Regional Director.

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